

BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

**LAUREL ANNE JOHNSEN**  
**10815 E Clearwater Way**  
**Clovis, CA 93619**

**Registered Nurse License No. 590322**

Respondent

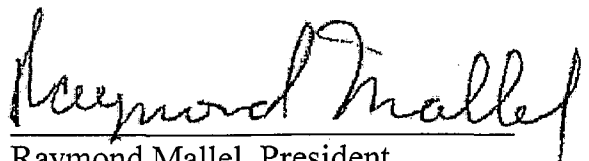
Case No. 2013-59

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on **December 14, 2012.**

IT IS SO ORDERED **December 14, 2012.**



Raymond Mallel, President  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California

1 KAMALA D. HARRIS  
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2 JANICE LACHMAN  
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7 *Attorneys for Complainant*

8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2013-59

12 **LAUREL ANNE JOHNSEN**  
10815 E. Clearwater Way  
13 Clovis, CA 93619

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

14 Registered Nurse License No. 590322

15 Respondent.

16  
17 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
18 proceeding that the following matters are true:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN (Complainant) is the Executive Officer of the Board of  
21 Registered Nursing. She brought this action solely in her official capacity and is represented in  
22 this matter by Kamala D. Harris, Attorney General of the State of California, by Sterling A.  
23 Smith, Deputy Attorney General.

24 2. Laurel Anne Johnsen (Respondent) is representing herself in this proceeding and has  
25 chosen not to exercise her right to be represented by counsel.

26 3. On or about October 25, 2001, the Board of Registered Nursing issued Registered  
27 Nurse License No. 590322 to Laurel Anne Johnsen (Respondent). The Registered Nurse License  
28 expired on November 30, 2011, and has not been renewed.

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1 Registered Nursing may communicate directly with the Board regarding this stipulation and  
2 surrender, without notice to or participation by Respondent. By signing the stipulation,  
3 Respondent understands and agrees that she may not withdraw her agreement or seek to rescind  
4 the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt  
5 this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be  
6 of no force or effect, except for this paragraph, it shall be inadmissible in any legal action  
7 between the parties, and the Board shall not be disqualified from further action by having  
8 considered this matter.

9 11. The parties understand and agree that facsimile copies of this Stipulated Surrender of  
10 License and Order, including facsimile signatures thereto, shall have the same force and effect as  
11 the originals.

12 12. This Stipulated Surrender of License and Order is intended by the parties to be an  
13 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
14 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
15 negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order  
16 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing  
17 executed by an authorized representative of each of the parties.

18 13. In consideration of the foregoing admissions and stipulations, the parties agree that  
19 the Board may, without further notice or formal proceeding, issue and enter the following Order:

20 **ORDER**

21 IT IS HEREBY ORDERED that Registered Nurse License No. 590322, issued to  
22 Respondent Laurel Anne Johnsen, is surrendered and accepted by the Board of Registered  
23 Nursing.

24 1. The surrender of Respondent's Registered Nurse License and the acceptance of the  
25 surrendered license by the Board shall constitute the imposition of discipline against Respondent.  
26 This stipulation constitutes a record of the discipline and shall become a part of Respondent's  
27 license history with the Board of Registered Nursing.

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1       2.     Respondent shall lose all rights and privileges as a registered nurse in California as of  
2 the effective date of the Board's Decision and Order.

3       3.     Respondent shall cause to be delivered to the Board her wall license and, if one was  
4 issued, her pocket license, on or before the effective date of the Decision and Order.

5       4.     If Respondent ever files an application for licensure or a petition for reinstatement in  
6 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must  
7 comply with all the laws, regulations and procedures for reinstatement of a revoked license in  
8 effect at the time the petition is filed, and all of the charges and allegations contained in  
9 Accusation No. 2013-59 shall be deemed to be true, correct and admitted by Respondent when  
10 the Board determines whether to grant or deny the petition.

11       5.     If and when Respondent's license is reinstated, she shall pay to the Board costs  
12 associated with its investigation and enforcement pursuant to Business and Professions Code  
13 section 125.3 in the amount of \$1,152.00. Respondent shall be permitted to pay these costs in a  
14 payment plan approved by the Board. Nothing in this provision shall be construed to prohibit the  
15 Board from reducing the amount of cost recovery upon reinstatement of the license.

16       6.     If Respondent should ever apply or reapply for a new license or certification, or  
17 petition for reinstatement of a license, by any other health care licensing agency in the State of  
18 California, all of the charges and allegations contained in Accusation, No. 2013-59 shall be  
19 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
20 Issues or any other proceeding seeking to deny or restrict licensure.

21       7.     Respondent shall not apply for licensure or petition for reinstatement for two (2)  
22 years from the effective date of the Board of Registered Nursing's Decision and Order.

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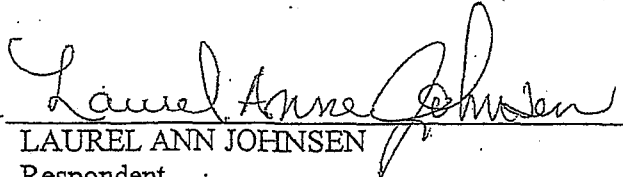
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ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Registered Nurse License. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Registered Nursing.

DATED:

September 4, 2012   
LAUREL ANN JOHNSEN  
Respondent

ENDORSEMENT

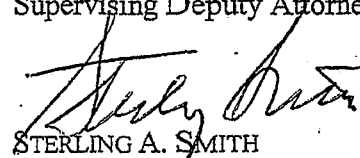
The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

Dated:

September 17, 2012

Respectfully submitted,

KAMALA D. HARRIS  
Attorney General of California  
JANICE LACHMAN  
Supervising Deputy Attorney General

  
STERLING A. SMITH  
Deputy Attorney General  
Attorneys for Complainant

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**Exhibit A**

**Accusation No. 2013-59**

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2 ARTHUR D. TAGGART  
Supervising Deputy Attorney General  
3 STERLING A. SMITH  
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Case No. **2013-59**

12 **LAUREL ANNE JOHNSEN**  
10815 E. Clearwater Way  
13 Clovis, CA 93619

**A C C U S A T I O N**

14 Registered Nurse License No. 590322

15 Respondent.

16  
17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her  
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),  
21 Department of Consumer Affairs.

22 Registered Nurse License

23 2. On or about October 25, 2001, the Board issued Registered Nurse License Number  
24 590322 to Laurel Anne Johnsen ("Respondent"). The registered nurse license expired on  
25 November 30, 2011, and has not been renewed.

26 **STATUTORY PROVISIONS**

27 3. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent  
28 part, that the Board may discipline any licensee, including a licensee holding a temporary or an



1 inactive license, for any reason provided in Article 3 (commencing with section 2750) of the  
2 Nursing Practice Act.

3 4. Code section 2764 provides, in pertinent part, that the expiration of a license shall not  
4 deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or  
5 to render a decision imposing discipline on the license. Under Code section 2811, subdivision  
6 (b), the Board may renew an expired license at any time within eight years after the expiration.

7 5. Code section 2761 states, in pertinent part:

8 The board may take disciplinary action against a certified or licensed  
9 nurse or deny an application for a certificate or license for any of the following:

10 (a) Unprofessional conduct...,

11 (f) Conviction of a felony or of any offense substantially related to the  
12 qualifications, functions, and duties of a registered nurse, in which event the record of  
the conviction shall be conclusive evidence thereof.

13 6. Code section 2762 states, in pertinent part:

14 In addition to other acts constituting unprofessional conduct within the  
15 meaning of this chapter [the Nursing Practice Act], it is unprofessional conduct for a  
person licensed under this chapter to do any of the following:

16 (b) Use any controlled substance as defined in Division 10 (commencing  
17 with Section 11000) of the Health and Safety Code, or any dangerous drug or  
18 dangerous device as defined in Section 4022, or alcoholic beverages, to an extent or  
19 in a manner dangerous or injurious to himself or herself, any other person, or the  
public or to the extent that such use impairs his or her ability to conduct with safety to  
the public the practice authorized by his or her license.

20 (c) Be convicted of a criminal offense involving the prescription,  
21 consumption, or self-administration of any of the substances described in  
22 subdivisions (a) and (b) of this section, or the possession of, or falsification of a  
record pertaining to, the substances described in subdivision (a) of this section, in  
which event the record of the conviction is conclusive evidence thereof.

23 7. Code section 2765 states:

24 A plea or verdict of guilty or a conviction following a plea of nolo  
25 contendere made to a charge substantially related to the qualifications, functions and  
26 duties of a registered nurse is deemed to be a conviction within the meaning of this  
27 article. The board may order the license or certificate suspended or revoked, or may  
28 decline to issue a license or certificate, when the time for appeal has elapsed, or the  
judgment of conviction has been affirmed on appeal or when an order granting  
probation is made suspending the imposition of sentence, irrespective of a subsequent  
order under the provisions of Section 1203.4 of the Penal Code allowing such person

1 to withdraw his or her plea of guilty and to enter a plea of not guilty, or setting aside  
2 the verdict of guilty, or dismissing the accusation, information or indictment.

3 **COST RECOVERY**

4 8. Code section 125.3 provides, in pertinent part, that the Board may request the  
5 administrative law judge to direct a licensee found to have committed a violation or violations of  
6 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
7 enforcement of the case.

8 **FIRST CAUSE FOR DISCIPLINE**

9 **(Criminal Convictions)**

10 9. Respondent has subjected her license to discipline pursuant to Code section 2761,  
11 subdivision (f), in that Respondent has been convicted of the following crimes that are  
12 substantially related to the qualifications, functions, and duties of a registered nurse:

13 a. On or about September 22, 2005, in the Superior Court, County of Los Angeles,  
14 California, in the matter entitled *People of Laurel Anne Johnsen*, 2005, Case No. SNE00359,  
15 Respondent was convicted by the court following her plea of nolo contendere to a violation of  
16 Vehicle Code section 23152, subdivision (a) (driving while under the influence of alcohol), a  
17 misdemeanor. The circumstances of the crime are that on January 6, 2005, Respondent was  
18 arrested for driving under the influence of alcohol.

19 b. On or about October 18, 2011, in the Superior Court, County of Fresno, Clovis  
20 Division, California, in the matter entitled *People of Laurel Anne Johnsen*, 2011, Case No.  
21 M11001019 M A, Respondent was convicted by the court following her plea of nolo contendere  
22 to a violation of Vehicle Code section 23152, subdivision (b) (driving with a blood alcohol level  
23 of .08% or higher), a misdemeanor, with admissions of a prior conviction for DUI, as set forth in  
24 subparagraph a, above. The circumstances of the crime are that on May 4, 2011, Respondent was  
25 arrested for driving under the influence of alcohol following a non-injury traffic collision.  
26 Respondent's blood alcohol level measured .14%.

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